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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

M. TERAO et al

Application No.:

10/790,881

Filed:

March 3, 2004

For:

MEMORY DEVICE

Art Unit:

2815

Examiner:

J. JACKSON Jr.

<u>UNDER 37 CFR §§ 1.97 & 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 February 14, 2004

Sir:

In the matter of the above-identified application, applicants are submitting herewith a copy of a communication from a foreign patent office in a counterpart foreign application and copies of the documents listed in the attached form PTO/SB/08A for the Examiner's consideration.

This Information Disclosure Statement is being submitted before the mailing date of either a final action or a notice of allowance and is accompanied by the following certification specified in 37 CFR §1.97(e)

On information and belief, I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

To the extent the documents listed on the attached form PTO/SB/08A are not in the English language, the requirement of 37 CFR §1.98(a)(3) for a concise explanation of the relevance is satisfied by an English language version or

translation of the foreign patent office report citing the documents.

It is respectfully requested that this Information Disclosure Statement be considered by the Examiner.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (500.43579X00) and, please credit any excess fees to such deposit account.

Respectfully submitted,
ANTONELLI, TERRY, STOUT & KRAUS, LLP

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PTO/SB/08A (08-03)

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| | STATEMENT BY APP | PLIC | ANT | First Named Inventor | M. TERAO et al | | / |
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| Examiner | Cite | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the | T ² |
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| nitials* | No.' | item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | |
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